UNITED STATES DISTRICT COURT DISTRICT OF NEVADA

WILLIAM ENGLAND,) 3:06-CV-0576-RAM
Plaintiff,	MINUTES OF THE COURT
vs.) October 5, 2010
STATE OF NEVADA, et al.,	
Defendants.)) _)
PRESENT: THE HONORABLE ROBER	T A. McQUAID, JR., U.S. MAGISTRATE JUDGE
DEPUTY CLERK: <u>JENNIFER COTT</u>	ER REPORTER: NONE APPEARING
COUNSEL FOR PLAINTIFF(S): NONE	E APPEARING
COUNSEL FOR DEFENDANT(S): NO	NE APPEARING

MINUTE ORDER IN CHAMBERS:

Plaintiff has filed a Motion to Reconsideration for Appointment of Counsel (Doc. #168).

A litigant in a civil rights action does not have a Sixth Amendment right to appointed counsel. *Storseth v. Spellman*, 654 F.2d 1349, 1353 (9th Cir. 1981). In very limited circumstances, federal courts are empowered to request an attorney to represent an indigent civil litigant. The circumstances in which a court will make such a request, however, are exceedingly rare, and the court will make the request under only extraordinary circumstances. *United States v. 30.64 Acres of Land*, 795 F.2d 796, 799-800 (9th Cir. 1986); *Wilborn v. Escalderon*, 789 F.2d 1328, 1331 (9th Cir. 1986). A finding of such exceptional circumstances requires that the court evaluate both the likelihood of success on the merits and the *pro se* litigant's ability to advocate his claims. Neither factor is controlling; both must be viewed together in making the finding. *Terrell v. Brewer*, 935 F.2d 1015, 1017 (9th Cir. 1991), *citing Wilborn*, *supra*, 789 F.2d at 1331. The district court exercises discretion in making this finding.

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The court will not enter an order directing the appointment of counsel in this case. The Plaintiff has demonstrated that he is able to litigate this case on his own. He has filed a complaint and numerous motions with the court. Those filings exhibit Plaintiff's ability to advocate his case in an organized, logical, and forceful manner.

Plaintiff's Motion to Reconsideration for Appointment of Counsel (Doc. #168) is **DENIED**.

IT IS SO ORDERED.

LANG	CE S. WILSON, CLERK	
By:	/s/	
-	Deputy Clerk	